IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.2040 OF 2006

State Trading Corporation Of (I) Ltd. ..Petitioner.

Vs.

Geeta Premnath Khandelwal & Ors. ..Respondents.

...

None for the Petitioner.
Ms. Ranjana Parikh for Respondent No.2.

...

CORAM: DR. D.Y. CHANDRACHUD, J.

13th June, 2006.

P.C. :

The Appellate Court by its judgment and order dated 26th October, 2005 dismissed an appeal against a decree for eviction that was passed by the learned Trial Judge in the Court of Small Causes on 17th December, 2003. The concurrent finding is that the State Trading Corporation of India Limited is not protected by rent control legislation in view of the provisions of Section 3 (1)(b) of the Maharashtra Rent Control Act 1999. There was a valid termination of tenancy. Counsel appearing for Respondent No.2 states that since there was no stay of the decree for eviction, execution proceedings were initiated and the decree has been

executed on 10th April, 2006 by handing over possession to the Respondent landlords. No case for interference in the circumstances is made out. The Petition is dismissed.